

SENATE BILL 2279

By Pody

AN ACT to amend Tennessee Code Annotated, Section 4-1-412, relative to historical memorials.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 4-1-412, is amended by designating subsection (d) as subdivision (d)(3) and by adding the following new subdivisions (d)(1) and (d)(2):

(1) A public entity shall not sell, donate, or otherwise transfer a memorial for the purpose of circumventing the requirement to obtain a waiver in accordance with this section or as the result of an adverse ruling by the commission on an application for a waiver.

(2) Any property deemed to be a memorial under this section on and after the effective date of this act remains subject to the provisions of this section upon the sale, donation, or other transfer of the memorial to a private entity or private party.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.